

Application No.: 10/678,912
Response to Office Action of October 5, 2005
Attorney Docket: BOMKE-001A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Steven L. Boehmke	) Confirmation No.	2223
)	
Serial No.:	10/678,912	) Art Unit:	3727
)	
Filed:	October 6, 2003	) Examiner:	Newhouse, Nathan Jeffrey
)	
For:	ARTICLE STORAGE BASKET INCORPORATED INTO A HANDLEBAR STEERING ASSEMBLY)	
)	

Mail Stop Amendment
Commissioner for Patents
Post Office Box 1450
Alexandria, Virginia 22313-1450

Dear Sir/Madam:

The current status of the present application is abandoned for failure to timely respond to an USPTO Office Action dated October 5, 2005. Applicant respectfully requests the Director to revive the application, as any the delays associated with the present application were unintentional.

Applicant hereby concurrently submits:

- (1) Revocation of Power of Attorney;
- (2) Petition to Revive pursuant to 37 CFR § 1.137(b) as form PTO/SB/64;
- (3) Applicant's Response to the Office Action dated October 5, 2005; and
- (4) A declaration executed by the Applicant detailing the factual events that resulted in the unintentional abandonment of the present application.

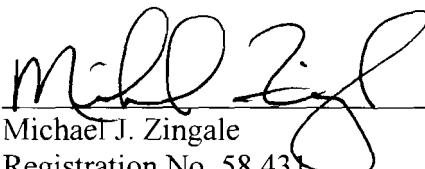
Application No.: 10/678,912
Response to Office Action of October 5, 2005
Attorney Docket: BOMKE-001A

If any additional fee is required, please charge Deposit Account Number 19-4330.

Respectfully submitted,

Date: 2/17/10 By:

Customer No.: 007663


Michael J. Zingale
Registration No. 58,431
STETINA BRUNDA GARRED & BRUCKER
75 Enterprise, Suite 250
Aliso Viejo, California 92656
Telephone: (949) 855-1246
Fax: (949) 855-6371

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Steven L. Boehmke) Confirmation No.	2223
)	
Serial No.:	10/678,912	) Art Unit:	3782
)	
Filed:	October 6, 2003	) Examiner:	Newhouse, Nathan Jeffrey
)	
For:	ARTICLE STORAGE BASKET INCORPORATED INTO A HANDLEBAR STEERING ASSEMBLY)	
)	

REVOCATION OF PREVIOUS POWER OF ATTORNEY

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

The undersigned, Steven L. Boehmke, the Applicant and owner of the entire right, title, and interest in the above-identified patent application, hereby revokes all previous powers of attorneys granted in relation to the subject patent application and appoints the following attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office, connected therewith:

Kit M. Stetina, Registration No. 29,445	Bruce B. Brunda, Registration No. 28,497
Mark B. Garred, Registration No. 34,823	William J. Brucker, Registration No. 35,462
Matthew A. Newboles, Registration No. 36,224	Eric L. Tanekaki, Registration No. 40,196
Lowell Anderson, Registration No. 30,990	James C. Yang, Registration No. 54,556
Stephen Z. Vogh, Registration No. 48,550	Shunsuke S. Sumitani, Registration No. 57,196
Diederich, Benjamin, Registration No. 54,067	Zingale, Michael, Registration No. 58,431

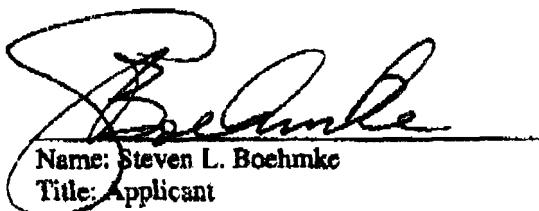
all members of the Bar of the State of California and all of the law firm of **STETINA BRUNDA
GARRED & BRUCKER** of Aliso Viejo, California.

Case: **BOMKE-001A**
Response to Office Action of October 5, 2005
Application No.: 10/678,912

Please send all further correspondence pertaining to this patent application and direct telephone calls to Michael J. Zingale, of the law firm of STETINA BRUNDA GARRED & BRUCKER, 75 Enterprise, Suite 250, Aliso Viejo, California 92656; Telephone No. (949) 855-1246, Customer No. 007663.

Date: 2.11.2010

By:


Name: Steven L. Boehmke
Title: Applicant

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

BOMKE-001A

First named inventor: Steven L. Boehmke

Application No.: 10/678,912

Art Unit: 3727

Filed: October 6, 2003

Examiner: Newhouse, Nathan Jeffrey

Title: ARTICLE STORAGE BASKET INCORPORATED INTO A HANDLEBAR STEERING ASSEMBLY

Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

Small entity-fee \$ 810.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

Other than small entity – fee \$ _____ (37 CFR 1.17(m))

2. Reply and/or fee

- A. The reply and/or fee to the above-noted Office action in the form of Office Action Response (identify type of reply):

has been filed previously on _____.
 is enclosed herewith.

- B. The issue fee and publication fee (if applicable) of \$ _____.
 has been paid previously on _____.
 is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

 Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required. A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

Signature

Date

Michael J. Zingale

Typed or printed name

58,431

Registration Number, if applicable

75 Enterprise, Suite 250

Address

949-855-1246

Telephone Number

Aliso Viejo, CA

Address

Enclosures: Fee Payment Reply Terminal Disclaimer Form Additional sheets containing statements establishing unintentional delay Other: _____**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**I hereby certify that this correspondence is being: Transmitted via EFS web. Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450. Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 272-8300.

Date

Signature

JOSEPHINE WEISSBERGER

Typed or printed name of person signing certificate